

RECORDING REQUEST BY

UNITED STATES

WHEN RECORDED MAIL TO

NAME: Amanda Fowler, Paralegal

MAILING ADDRESS: U.S. Attorney's Office
227 West Trade Street
Suite 1650

CITY, STATE, ZIP CODE: Charlotte, NC
28202

SPACE ABOVE THIS LINE RESERVED FOR RECORDER'S USE

TITLE(S)

LIS PENDENS

IN RE: REAL PROPERTY AT 27652 DUNGARVIN LANE, SAN JUAN CAPISTRANO,
CALIFORNIA 92675, FURTHER DESCRIBED AS PARCEL NUMBER 675-301-09, TR 9784,
LOT 100, SURFACE A.

No. ~~5:09MJ~~_____

3:09mc/22

1 EDWARD R. RYAN
Acting United States Attorney

2 BENJAMIN BAIN-CREED
3 Special Assistant United States Attorney
Florida Bar No. 0021436

4 United States Attorney's Office
5 Western District of North Carolina
6 Carillon Building, Suite 1650
7 227 West Trade Street
Charlotte, North Carolina 28202
Telephone: (704) 344-6222
Facsimile: (704) 344-6629

8 Attorneys for Plaintiff
9 UNITED STATES OF AMERICA

10
11 UNITED STATES DISTRICT COURT
12 FOR THE WESTERN DISTRICT OF NORTH CAROLINA
13 STATESVILLE DIVISION

14 IN RE: REAL PROPERTY AT 27652)
15 DUNGARVIN LANE, SAN JUAN)
CAPISTRANO, CALIFORNIA 92675,)
16 FURTHER DESCRIBED AS PARCEL)
NUMBER 675-301-09, TR 9784, LOT)
17 100, SURFACE A.)

3:09mc/22
5:09MJ

18
19 FILE IN GRANTOR INDEX UNDER:

20 Alan Bellanca, Jill Vierra)
21 Bellanca, Jill Bellanca,)
Dungarvin Residence Trust I,)
Dungarvin Residence Trust II.)

ORDER AND LIS PENDENS AS TO
REAL PROPERTY LOCATED AT 27652
DUNGARVIN LANE, SAN JUAN
CAPISTRANO, CALIFORNIA

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23
24 WHEREAS, the United States of America, by and through
25 Special Agent James R. Meade of the Federal Bureau of
26 Investigation, has presented an affidavit to the Court alleging
27 that the above-captioned property is proceeds of wire fraud
28 conspiracy or property involved in money laundering conspiracy,
such fraud or money laundering conspiracy committed in violation

1 of 18 U.S.C. §§ 371 or 1956, is traceable to such proceeds or
2 involved in property, or is substitute property as set forth in
3 21 U.S.C. § 853(p); and,

4 WHEREAS, the Court, having reviewed the affidavit, finds
5 that there is probable cause to believe that the property is
6 proceeds of wire fraud conspiracy or property involved in money
7 laundering conspiracy, such fraud or money laundering conspiracy
8 committed in violation of 18 U.S.C. §§ 371 or 1956, is traceable
9 to such proceeds or involved in property, or is substitute
10 property as set forth in 21 U.S.C. § 853(p); and,


11 WHEREAS, upon this finding of probable cause, the property
12 may be subject to forfeiture to the United States pursuant to 18
13 U.S.C. §§ 981 and/or 982, 28 U.S.C. § 2461(c), and/or 21 U.S.C. §
14 853(p), and the Government is entitled to record a lis pendens to
15 give public notice of the Government's forfeiture interest and
16 potential civil and/or criminal forfeiture claim against the
17 property.

18
19 THEREFORE, the United States is directed forthwith to file
20 this Order and Lis Pendens with the appropriate state or local
21 public depository; and

22 ALL WHO READ THIS ORDER AND LIS PENDENS TAKE NOTICE that the
23 property may be subject to forfeiture to the United States in a
24 present or future criminal or civil in rem action before this
25 Court, and any person who has a question as to this action should
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1 refer to the docket of this Court or contact the United States
2 Attorney's Office identified above.

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4 This the 10 day of July, 2009.

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7 
8 Honorable David S. Gayer
9 UNITED STATES MAGISTRATE JUDGE
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21 TO THE RECORDER OF THIS INSTRUMENT: PLEASE MAIL ANY AND ALL
22 RECORDED COPIES TO THE UNITED STATES ATTORNEY FOR THE WESTERN
23 DISTRICT OF NORTH CAROLINA AT THE ABOVE ADDRESS.
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